



ESW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Brian Evilsizer

Serial No.: 10/789,232 Art unit: 2833  
Filed: February 27, 2004 Examiner: Gushi, Ross N.  
For: ELONGATED BASEBOARD RACEWAY  
Docket No.: 16-558

MAIL STOP AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for approval by examiner for this application.

STATUS

2. Applicant is  
XXX A small entity  
\_\_\_\_\_ Other than a small entity

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, MAIL STOP AMENDMENT, P.O. Box 1450, Alexandria, VA 22313-1450".

Laura R. McLellan  
(Type or print name of person mailing paper)

Date: January 24, 2005

Laura R. McLellan  
(Signature of person mailing paper)

## EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(complete (a) or (b) as applicable)

(a) \_\_\_\_\_ Applicant petitions for an extension of time for the total number of months checked below :

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
_____ one month	\$ 110.00	\$ 55.00
_____ two months	420.00	210.00
_____ three months	980.00	465.00
_____ four months	1,450.00	725.00

Fee \$ \_\_\_\_\_

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

\_\_\_\_\_ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_ 0.00 \_\_\_\_\_

OR

(b) XXX Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

## FEE FOR CLAIMS

4. The fee for claims has been calculated as shown below:

	(Col. 1)		(Col. 2)		(Col. 3)	Small Entity	Other than a Small Entity
	Claims Remaining After Amendment		Highest No. Previously		Present EXTRA	Rate	Addit. Fee
TOTAL	36	MINUS	38	=	x 11=\$		x 18= \$
INDEP	5	MINUS	7	=	x 39=\$		x 78= \$
First Presentation of Multiple Dep. Claim							
					x 125=\$		x 250=\$

\* If the Highest No. Previously Paid for in this space is less than 20, enter "20".

\* If the Highest No. Previously Paid for in this space is less than 3, enter "3".

( c )    XXX    No additional fee is required

OR

(d)            Total additional fee required \$ \_\_\_\_\_

**FEE PAYMENT**

5.        \_\_\_\_\_    Attached is a check in the sum of \$ \_\_\_\_\_  
             \_\_\_\_\_    Charge Account no. 23-0630 in the sum of \$ \_\_\_\_\_

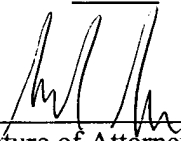
**Fee Deficiency**

6.        XXX    If any additional extension and/or fee is required, this is the request therefor and to charge Account No. 23-0630.

And/Or

XXX    If any additional fee for claims is required, charge Account No. 23-0630.

Reg. No.: 50,732

  
\_\_\_\_\_  
Signature of Attorney

Tel. No.: (216) 241-6700  
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Michael A. Miller  
\_\_\_\_\_  
Type or Print Name of Attorney

**WATTS HOFFMANN CO., L.P.A.**  
**P.O. Box 99839**  
**Cleveland, Ohio 44199-0839**



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Serial No.: 10/789,232  
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Title: ELONGATED BASEBOARD RACEWAY  
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Art Unit: 2833  
Examiner: Gushi, Ross N.

Watts Hoffmann Co., L.P.A.  
1100 Superior Avenue, Suite 1750  
Cleveland, OH 4414-2518

MS- Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

Dear Sir:

Responsive to the Office Action having a mailing date of October 25, 2004,  
please consider the remarks set forth below.

I hereby certify that this paper is being deposited  
today with the U.S. Postal Service as 1st Class  
Mail addressed to the Assistant Commissioner  
for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450

on January 24, 2005  
By: Sandra McEllan